

ENVIRONMENTAL

No. 72113E

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JAN 10 2005

Returned to applicant for correction FEB 15 2005

Corrected application filed _____

Map filed MAR 10 2005

The applicant **Kinder Morgan Energy Partners, L.P.** hereby make 1 application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. **Limited Partnership, Delaware 1999. Calnev Pipe Line LLC, an operating partner of Kinder Morgan Energy Partners, L.P.**

1. The source of the proposed appropriation is **Underground; Uppermost Aquifer**
2. The amount of water applied for is **.01 second-foot**
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Environmental Groundwater Remediation**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **See Attachment**
6. Place of Use **Situate Within the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of Section 33, Township 19 South, Range 62 East, M.D.M., Clark County, Nevada.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Drilled well with pump and motor, ancillary piping to outfall.**
9. Estimated cost of works **Work Completed.**
10. Estimated time required to construct works **5 yrs.**
11. Estimated time required to complete the application of water to beneficial use **10 yrs.**

72113E

12. Remarks: Groundwater Remediation in Cooperation with NDEP Corrective Action and NPDES Permit #NV0023230.

Kevin J. Ryan
By s/ Kevin J. Ryan
370 Van Gordon Street
Lakewood, CO 80228-8304

Compared mt/gkl lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This environmental permit is issued subject to existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and records of this measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water granted herein at any and all times.

This environmental permit is issued pursuant to the provisions of NRS 533.4375. Well drillers reports for any well(s) drilled under this permit shall be filed within 30 days from the completion of the well.

Within 30 days after the completion of the project, the permittee shall notify the State Engineer of such completion and all wells shall be plugged and abandoned in accordance with Chapter 534 of the Nevada Administrative Code.

This environmental permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this environmental permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

Permit 72113E is granted for environmental remediation within the North Sloan Lane right-of-way.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.01 cubic feet per second, and not to exceed 7.24 acre-feet annually

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:
Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

* The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection.

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 5th day of August, A.D. 2005


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ENVIRONMENTAL



RW-7NW 1/4 SW 1/4 Section 34, T. 19 S., R. 62 E.MDB&M, or at a point from which the SW corner of (said)Section 34, T. 19 S., R. 62 E. MDB&M bearsS 01° 01' 26" W a distance of 1949.56 feet.

STATE ENGINEERS OFFICE

02 MAY 10 AM 11:00

RECEIVED

